

ORIGINAL

UNITED STATES DISTRICT COURT  
MIDDLE DISTRICT OF PENNSYLVANIA

SAMSON OMOSEFUNMI,  
PLAINTIFF,

Vs.

YORK COUNTY PRINSON, ET., AL.  
DEFENDANTS.

DKT. #:1:00-CV-02228

FILED  
HARRISBURG

APR 23 2001

MARY E. D'ANDREA, CLERK  
Per DEPUTY CLERK

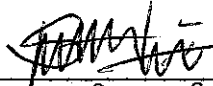
PLAINTIFF'S MOTION FOR APPOINTMENT OF COUNSEL

The plaintiff, Samson Omosfunmi, pro se hereby requests that this Honorable Court appoint him counsel, pursuant to titles 28 USC § 1915, and 18 USC § 3006A(g). In support of this motion, plaintiff states the followings:

1. That plaintiff is indigent and without any funds to hire an attorney;
2. That plaintiff is presently incarcerated at the INS Buffalo Federal Detention Facility, 4250 Federal Drive, Batavia, New York, 14020;
3. That the named defendants have filed their motions to dismiss plaintiff's complaint with the Court as present, and have raised some complex and Constitutional issues that will need to be answered and addressed by a very competent attorney;
4. That numerous discovery motions and trial motions will have to be filed, and counsel is necessary to prepare, pursue, and argue them, as well as the complaint itself;
5. That allowing not this motion for appointment of counsel, will put a damp impart on a meritorious case like this; and
6. That justice dictates such counsel be appointed to avoid a substantial risk of miscarriage of justice.

WHEREFORE, plaintiff prays, moves, and requests that this Honorable Court appoint him counsel under the equal protection clause of the 6th and 14th Amendments. Conversely, defendants will not be prejudice by the allowance of this motion.

Respectfully Submitted,  
By The Plaintiff,

 4/16/01  
Samson Omosfunmi, Pro Se  
#026864117  
4250 Federal Drive  
Batavia, NY., 14020

Dated: April 16th, 2001.

CERTIFICATE OF SERVICE

RE: OMOSEFUNMI Vs. YORK COUNTY PRISON, ET., AL.  
DKT. #:1:00-CV-02228

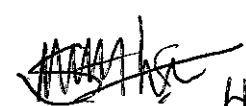
I, Samson Omosfunmi, plaintiff, pro se, hereby certify that a true copy of the following documents: (1) PLAINTIFF'S OPPOSITION TO DEFENDANTS' MOTIONS TO DISMISS; (2) PLAINTIFF'S MOTION FOR APPOINTMENT OF COUNSEL, have been forwarded by first class mail, postage prepaid to the following parties to this action.

Hon. Clerk of Courts  
United States District Court  
Middle District of Pennsylvania  
U.S. COURTHOUSE  
228 Walnut Street  
P.O. Box 983  
Harrisburg, PA., 17108

Atty. Jacqueline M. Carolan  
FOX - ROTHSCHILD, O'BRIEN & FRANKEL, LLP.  
ATTORNEYS AT LAW  
2000 Market Street, Tenth Floor  
Philadelphia, PA., 19103-3291

Atty. Donald L. Reihart, Esq.  
Asst. Solicitor for York County  
2600 Eastern Blvd., Suite 204  
York, PA., 17402-2799

Signed under the pains and penalties of perjury on  
this 16th, day of April, 2001.

  
4/16/01  
Samson Omosfunmi, Pro Se  
#026864117  
4250 Federal Drive  
Batavia, NY., 14020

Dated: April 16th, 2001.